HON'BLE SHRI JUSTICE NOOTY RAMAMOHANA RAO

W.P. No.22824 of 1996

20.6.2007

Between

Sri Madakam Potaiah ..Petitioner

AND

The District Collector, West Godavari District and others ..Respondents

:: JUDGMENT ::

HON'BLE SHRI JUSTICE NOOTY RAMAMOHANA RAO

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W.P. NO:22824 of 1996

The present writ petition has been instituted apprehending that the respondent -- revenue authorities might interfere with his possession without canceling the patta that was granted in favour of the writ petitioner earlier. Though the counter affidavit has been filed contesting the matter, the learned Government Pleader for Social Welfare has received instructions from the Mandal Revenue Officer, Buttaigudem Mandal, West Godavari District telephonically that there is no proposal on their part to interfere with the possession of the petitioner and in fact the patta granted in his favour has not been cancelled so far. Therefore, the apprehension entertained by the writ petitioner that he might be evicted from the land in question, has not materialized. In fact, without taking any steps for cancellation of the patta which was granted in favour of the writ petitioner, he is not liable to be evicted at all. In this view of the mater, the cause in the writ petition does not survive and liberty is always available to the writ petitioner to seek appropriate remedy as and when steps are taken for cancellation of the patta granted in his favour or any concrete attempt is made by the revenue administration of the State to interfere with his possession.

With this, the writ petition is disposed of, but however, without costs.

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20.6.2007 **NOOTY RAMA MOHANA RAO.J.**

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